



PTO/SB/21 (08-03)

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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/718,298	
	Filing Date	November 20, 2003	
	First Named Inventor	Herman Rodriguez	
	Art Unit	2682	
	Examiner Name		
Total Number of Pages in This Submission	4	Attorney Docket Number	US920030753US1

**ENCLOSURES (Check all that apply)**

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please Identify below): Return Receipt Postcard USPTO Form 1449
<b>Remarks</b>  		

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm or Individual name	Frank J. Campigotto
Signature	
Date	February 25, 2004

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Debi Labay		
Signature		Date	February 25, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PATENT  
IBM DOCKET NO. US920030753US1  
(Attorney Dkt. IBM/0034)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Herman Rodriguez, et al.

Serial No.: 10/718,298

Filed: November 20, 2003

For: OVERLAY CALLING PLAN  
FOR WIRELESS TELEPHONE

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Group Art Unit: 2682

Examiner: Unknown

Commissioner for Patents  
PO Box 1450  
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CERTIFICATE OF MAILING 37 C.F.R. 1.8	
I hereby certify that this correspondence is being deposited with the U. S. Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450 on this date below:	
Date 2/25/04	Signature <i>Debi Liba</i>

Dear Sir:

**INFORMATION DISCLOSURE STATEMENT**

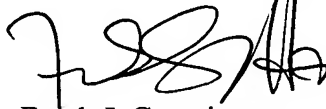
Pursuant to the duty of candor and good faith set forth in 37 C.F.R. § 1.56, the Applicant hereby discloses on behalf of individuals associated with the filing and prosecution of the present patent application information that might be material to patentability. This disclosure is presented via the enclosed Form PTO-1449.

This disclosure is not intended to constitute an admission that any information is "prior art" with respect to the presently claimed invention.

Copies of the patents and publications cited among the disclosed information are enclosed herewith, with the exception of U.S. Patents & U.S. Patent Applications the

requirement for copies of which has been waived by the Office Notice of July 11, 2003 (*if the present patent application was filed after June 30, 2003*).

Respectfully submitted,



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U.S. Department of Commerce, Patent and Trademark Office

Docket No.  
AUS920030753US1Serial No.  
10/718,298

## LIST OF RELEVANT ART CITED BY APPLICANT

(Use several sheets if necessary)

Applicant: Herman Rodriguez, et al.

Filing Date: 11/20/03

Group

## U.S. Patent Documents

*Examiner Initial		Document Number	Issue Date	Name	Class	Subclass	Filing Date If Appropriate
	AA	US 4,916,728	Apr. 10, 1990	Kevin B. Blair			
	AB	US 5,442,806	Aug. 15, 1995	Clifton J. Barber, et al.			

## Foreign Patent Documents

Translation

		Document Number	Date	Country	Class	Subclass	Yes	No

## OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)


Examiner

Date Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with your communication to applicant.

IBM/0034